

**WORKMAN
NYDEGGER**

ATTORNEYS AT LAW

A PROFESSIONAL CORPORATION

1000 EAGLE GATE TOWER

60 EAST SOUTH TEMPLE

SALT LAKE CITY, UTAH 84111

TELEPHONE (801) 533-9800

FACSIMILE (801) 328-1707

RICK D. NYDEGGER
BRENT P. LORIMER
THOMAS R. VUKSINICK
LARRY R. LAYCOCK
JONATHAN W. RICHARDS
DAVID R. WRIGHT
JOHN C. STRINGHAM
JOHN M. GUYNN
CHARLES L. ROBERTS
DANA L. TANGREN
ERIC L. MASCHOFF
CHARLES J. VEVERKA
ROBYN L. PHILLIPS
RICHARD C. GILMORE†
STERLING A. BRENNAN†
GREGORY M. TAYLOR
DAVID B. DELLENBACH
R. BURNS ISRAELSEN
DAVID R. TODD
L. DAVID GRIFFIN
ADRIAN J. LEE
FRASER D. ROY
CARL T. REED

R. PARRISH FREEMAN, JR.
PETER F. MALEN, JR.
L. REX SEARS, PH.D.
ERIC M. KAMERATH
ROBERT E. AYCOCK
JENS C. JENKINS
KEVIN W. STINGER
WILLIAM J. ATHAY
MICHAEL B. DODD
WILLIAM R. RICHTER
RYAN D. BENSON
SARA D. JONES
TIGE KELLER
JANNA L. JENSEN
MATTHEW D. TODD
J. LAVAR OLDHAM
MICHAEL J. FRODSHAM
JOSEPH L. KRUPA
BRETT A. HANSEN
BRETT I. JOHNSON
MATTHEW A. BARLOW

† ADMITTED ONLY IN CALIFORNIA

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MAILING ADDRESS:

P.O. BOX 45862

SALT LAKE CITY, UT 84145

INTERNET

HOME PAGE: <http://www.wnpatent.com>GENERAL E-MAIL: info@wnpatent.com

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application:

Examiner: Gwen G. Phanijphand

Art Unit: 3731

Mail Stop PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

16235 U.S. PTO

10/631141

07/31/03

TRANSMITTAL FOR CONTINUATION PATENT APPLICATION

Sir:

This is a request for filing a continuation application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 09/990,033, filed on November 21, 2001, of T. Wade Fallin, Daniel E. Gerbec, and Gordon Baker for SUTURE ANCHOR, (hereinafter "the Parent Application").

A. Enclosed Application Elements and Accompanying Parts

X A specification, claims, abstract, and cover page in total comprising thirty-one (31) pages.

X Twenty-nine (29) sheets of drawings.

X A copy of the Combined Declaration and Power of Attorney as originally filed in the Parent Application and currently in effect.

___ Entitlement to small entity status under 37 C.F.R. §§ 1.9 and 1.27.

___ A Declaration Claiming Small Entity Status is enclosed.

- ☐ A Declaration Claiming Small Entity Status was filed in the Parent Application and such status is still proper and desired.
- ☐ The present application claims entitlement to Small Entity Status under 37 CFR §§ 1.9 and 1.27
- ☒ A Certificate of Mailing by "Express Mail" certifying a filing date for the enclosed application by use of Express Mail Label No. EV 319 223 365 US.
- ☐ A Preliminary Amendment.
- ☐ An Associate Power of Attorney.

B. Instructions and Averments

- ☒ Priority to United States Patent Application Serial No. 09/990,033 filed on November 21, 2001 is claimed under 35 U.S.C. § 120.
- ☐ Priority to _____ (country) Application Serial No. _____ filed on _____ is claimed under 35 U.S.C. § 119.
- ☐ A certified copy of the above priority application is filed in prior application Serial No. _____, filed _____.
- ☒ The Parent Application is assigned of record to Stryker Endoscopy. A copy of the assignment which has been submitted for recordation is enclosed.

C. Payments

The filing fee has been calculated as shown below.

			SMALL ENTITY		LARGE ENTITY	
FOR	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$375		\$750
TOT. CLAIMS	16-20=	0	X 9=		X 18=	0
IND. CLAIMS	3 - 3=	0	X 42		X 84=	0
MULTIPLE DEPENDENT CLAIM			+140=		+280=	
			TOTAL		TOTAL	750

- ☒ Form PTO-2038 submitting Credit Card Payment in the amount of \$750.00 covering the filing fee is enclosed.

Please debit Deposit Account No. 23-3178 in the amount of \$ for the government filing fee.

 X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

 X Any additional filing fees required under 37 C.F.R. § 1.16.

 X Any patent application processing fees under 37 C.F.R. § 1.17.

 X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.

 X Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

 X Any patent application processing fees under 37 C.F.R. § 1.17.

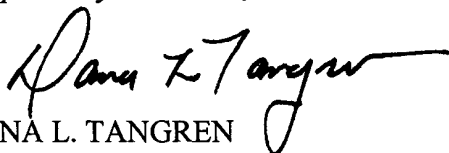
 The issue fee set forth in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b).

 X A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 31st day of July 2003.

Respectfully submitted,



DANA L. TANGREN
Attorney for Applicant
Registration No. 37,246



022913

PATENT TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

"Express Mail" Mailing Label No.: EV 319 223 365 US

Date of Deposit:

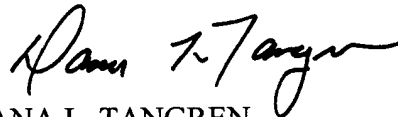
CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below in an envelope addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- Patent Application in the names of T. Wade Fallin, Daniel E. Gerbec, and Gordon Baker for SUTURE ANCHOR (31 pages)
- Drawings (29 sheets)
- Copy of Combined Declaration and Power of Attorney and Petition (5 pages)
- Copy of assignment (2 pages)
- Transmittal Letter (3 pages)
- Form PTO-2038 submitting Credit Card Payment in the amount of \$750.00
- Postcard

Dated this 31st day of July 2003.

Respectfully submitted,



DANA L. TANGREN
Attorney for Applicant
Registration No. 37,246

WORKMAN, NYDEGGER & SEELEY
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone: (801) 533-9800